

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ORIGINAL

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UNITED STATES OF AMERICA :

- v. - :

INDICTMENT

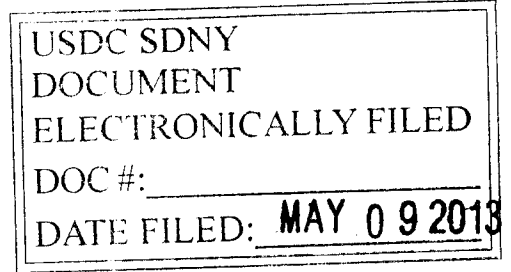
SOLOMON ADELAQUAYE, :
FRANK MUODUM, and :
CELESTINE OFOR ORJINWEKE, :
a/k/a "Sonny," :

S6 12 Cr. 286

Defendants. :

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COUNT ONE



The Grand Jury charges:

1. From at least in or about January 2012, up to and including in or about May 2013, in the Southern District of New York and elsewhere, SOLOMON ADELAQUAYE, FRANK MUODUM, and CELESTINE OFOR ORJINWEKE, a/k/a "Sonny," the defendants, and others known and unknown, intentionally and knowingly did combine, conspire, confederate, and agree together and with each other to violate the narcotics laws of the United States.

2. It was a part and an object of the conspiracy that SOLOMON ADELAQUAYE, FRANK MUODUM, and CELESTINE OFOR ORJINWEKE, a/k/a "Sonny," the defendants, and others known and unknown, would and did import into the United States from a place outside thereof a controlled substance, in violation of Title 21, United States Code, Sections 812, 952(a), and 960(a)(1).

3. It was further a part and an object of the conspiracy that SOLOMON ADELAQUAYE, FRANK MUODUM, and CELESTINE

OFOR ORJINWEKE, a/k/a "Sonny," the defendants, and others known and unknown, would and did distribute a controlled substance, intending and knowing that such substance would be imported into the United States from a place outside thereof, and into waters within a distance of 12 miles of the coast of the United States, in violation of Title 21, United States Code, Sections 812, 959(a), and 960(a)(3).

4. The controlled substance involved in the offense was one kilogram and more of mixtures and substances containing a detectable amount of heroin, in violation of Title 21, United States Code, Section 960(b)(1)(A).

OVERT ACTS

5. In furtherance of the conspiracy and to effect the illegal objects thereof, SOLOMON ADELAQUAYE, FRANK MUODUM, and CELESTINE OFOR ORJINWEKE, a/k/a "Sonny," the defendants, and others known and unknown, committed the following overt acts, among others, in the Southern District of New York and elsewhere:

a. On or about February 1, 2012, in Accra, Ghana, MUODUM and a co-conspirator not named as a defendant herein (hereinafter "CC-1") met with two confidential sources (hereinafter "CS-1" and "CS-2") working for the U.S. Drug Enforcement Administration ("DEA"). The meeting was recorded.

At the meeting, CS-1 introduced MUODUM and CC-1 to CS-2. CS-2 posed as a Colombian narcotics trafficker who was interested in obtaining Afghan heroin to sell in New York City.

b. At the meeting referenced in subparagraph (a), above, CC-1 stated that he knew a heroin supplier (the "Supplier") who had 50 kilograms of Afghan heroin, and that CC-1 would speak to the Supplier about selling a portion of that heroin to CS-2.

c. On or about February 2, 2012, in Accra, Ghana, MUODUM and CC-1 met with CS-1 and CS-2. The meeting was recorded. At that meeting, CC-1 stated that CC-1 could sell CS-2 one kilogram of the Supplier's heroin.

d. On or about February 2, 2012, after the meeting referred to in subparagraph (c), above, in Accra, Ghana, ADELAQUAYE, MUODUM, ORJINWEKE, and CC-1 met with CS-1 and CS-2. The meeting was recorded. At that meeting, ADELAQUAYE and CC-1 stated that ADELAQUAYE was responsible for security at the international airport in Accra (the "Airport"), and ADELAQUAYE guaranteed that CS-2 could safely move heroin through the Airport.

e. From on or about February 8, 2012 to on or about February 22, 2012, CC-1 spoke by phone with CS-2. CS-2 recorded the conversations. In those conversations, it was agreed that CS-2 would pay CC-1 \$28,000 for one kilogram of

heroin and that CS-2 would pay ADELAQUAYE \$8,000 to guarantee the safe passage of the heroin through the Airport.

f. On or about February 21, 2012, in Accra, Ghana, MUODUM, ORJINWEKE, and CC-1 met with CS-1 and a third confidential source working for the DEA ("CS-3"). The meeting was recorded. CS-3 posed as CS-2's New York City-based heroin distributor, who would transport the heroin to New York City for distribution in and around Manhattan and the Bronx.

g. On or about February 22, 2012, in Accra, Ghana, MUODUM, ORJINWEKE, and CC-1 met with CS-1 and CS-3 at a restaurant. CS-1 and CS-3 then went to a room in a nearby hotel where MUODUM and ORJINWEKE provided CS-3 with approximately one kilogram of heroin. CS-3 gave ORJINWEKE \$28,000 cash in exchange. The meetings were recorded.

h. On or about February 25, 2012, in Accra, Ghana, ADELAQUAYE, MUODUM, ORJINWEKE, and CC-1 met with CS-1 and CS-3 at ADELAQUAYE's office in the Airport. The meeting was recorded. At that meeting, CS-3 said that he had hidden the kilogram of heroin inside his laptop computer. ADELAQUAYE then instructed CS-3 to give the computer to an associate of ADELAQUAYE and told CS-3 that after CS-3 passed through the security checkpoint at the Airport, the computer would be returned to CS-3. Also at that meeting, CS-3 gave ADELAQUAYE

\$6,000 cash to guarantee the safe passage of the heroin through the Airport.

i. At the meeting referred to in subparagraph (h), above, ADELAQUAYE agreed that CS-3 would wire an additional \$4,000 to ADELAQUAYE after testing the heroin in New York City.

j. After the meeting described in subparagraphs (h) and (i), above, in Accra, Ghana, CS-3 passed through the security checkpoint at the Airport and CS-3's computer was then returned to him.

k. On or about March 7, 2012, ORJINWEKE received two wires sent by CS-3, at the direction of DEA personnel, from Manhattan, New York, each in the amount of \$2,000, as payment for the heroin's safe passage through the Airport.

l. In or about early May 2013, in recorded meetings in Accra, Ghana, ADELAQUAYE, MUODOM, and ORJINWEKE discussed with CS-2 a plan in which CS-2 would provide ADELAQUAYE, MUODOM, and ORJINWEKE with 3,000 kilograms of cocaine valued at \$25,000 per kilogram, in exchange for an amount of heroin of similar value. ADELAQUAYE, MUODOM, and ORJINWEKE told CS-2 that they could transport the heroin to the United States by airplane in multiple shipments of 25 kilograms each.

(Title 21, United States Code, Section 963.)

FORFEITURE ALLEGATION

6. As a result of committing the controlled substance offense alleged in Count One of this Indictment, SOLOMON ADELAQUAYE, FRANK MUODUM, and CELESTINE OFOR ORJINWEKE, a/k/a "Sonny," the defendants, shall forfeit to the United States pursuant to Title 21, United States Code, Section 853, any and all property constituting or derived from any proceeds they obtained directly or indirectly as a result of the said violation and any and all property used or intended to be used in any manner or part to commit and to facilitate the commission of the narcotics violation alleged in Count One of this Indictment, including but not limited to a sum of money representing the amount of proceeds obtained as a result of the controlled substance offense for which the defendants are liable.

Substitute Asset Provision

7. If any of the forfeitable property described above in paragraph 6, as a result of any act or omission of SOLOMON ADELAQUAYE, FRANK MUODUM, and CELESTINE OFOR ORJINWEKE, a/k/a "Sonny," the defendants,

a. cannot be located upon the exercise of due diligence;

b. has been transferred or sold to, or deposited with, a third person;

c. has been placed beyond the jurisdiction of
the Court;

d. has been substantially diminished in value;
or

e. has been commingled with other property which
cannot be subdivided without difficulty,
it is the intent of the United States, pursuant to Title 21,
United States Code, Section 853(p), to seek forfeiture of any
other property of the defendants up to the value of the above
forfeitable property.

(Title 21, United States Code, Sections 853 and 970.)



FOREPERSON

Preet Bharara
PREET BHARARA
United States Attorney

Form No. USA-33s-274 (Ed. 9-25-58)

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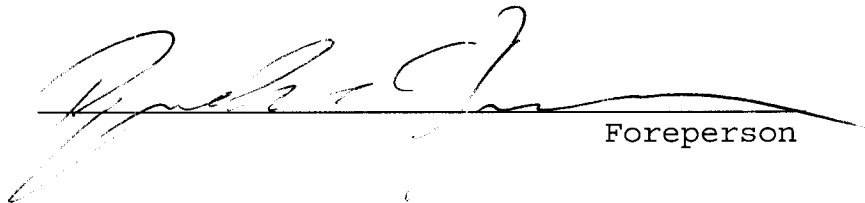
INDICTMENT

S6 12 Cr. 286

(21 U.S.C. § 963)

PREET BHARARA
United States Attorney

A TRUE BILL


Foreperson

5/9/13 - Filed superseding indictment.
cc All's issued
Judith Gorenstein
USMD